

ExxonMobil
Refining & Supply Company
Global Remediation



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6-2-04*

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STEVEN P. SCHMIDT

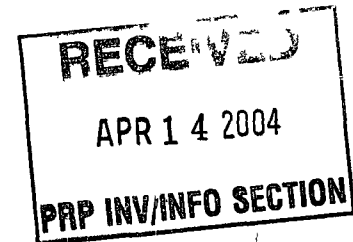
ExxonMobil
Refining & Supply

April 9 2004

Re Lower Darby Creek Area Site
Delaware and Philadelphia Co PA

Via Federal Express - Tracking Number 822744624031

Ms Carlyn Winter Prisk (3HS11)
U S Environmental Protection Agency Region III
1650 Arch Street
Philadelphia PA 19103-2029



Dear Ms Prisk

Exxon Mobil Corporation (hereinafter referred to as "ExxonMobil") received your December 12 2003 follow-up request on January 9 2004. We appreciate the extensions granted to allow us to search for former employees. Enclosed is ExxonMobil's response to your request for information.

Please note that I am the designated representative for ExxonMobil. My contact information is

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ExxonMobil's attorney contact information for this site is

Mark A. Zuschek Esq
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3225 Gallows Road
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If you have any questions about this response please contact me at (225) 778-6224

Sincerely



Steven P Schmidt

Enclosures Response to Questions
LDCA -003 and 004

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RESPONSE TO QUESTIONS

- 1** In Exxon's August 21, 2001 response to EPA's August 2, 2001 Information Request, Exxon indicated that it was unable to locate any information or documents relating to the handling and/or generation, storage, treatment, recycling, formulation, disposal, or transportation of any hazardous substance, hazardous waste, pollutant, contaminant, or other waste during the period in which Exxon was operating the Paulsboro oil refinery

Exxon Corporation did not operate the Paulsboro Oil Refinery Mobil Oil Corporation (hereinafter referred to as "Mobil") operated the Paulsboro Oil Refinery and in 1998 sold the refinery to Valero Energy Corporation of San Antonio TX

- a** Provide the name, title, area of responsibility, address, and telephone number of each person who, between 1958 and 1976, had or may have any information relating to the disposal or transportation of such substances,

In addition to conducting a search of its records ExxonMobil spoke with ExxonMobil employees who are knowledgeable about prior waste disposal practices including Zane Bolen and Dom DeAngelis In addition ExxonMobil spoke with a former Mobil employee employed by Valero who although he was not at the employed by Mobil until after the relevant period for this site also has some knowledge about waste management practices at the Paulsboro Oil Refinery These conversations took place during the summer of 2001 Neither the ExxonMobil employees nor the Valero employee recognized the Clearview Landfill Folcroft Landfill and Folcroft Landfill Annex sites The Valero employee also searched the waste management files that existed at the Paulsboro Oil Refinery This search yielded no information responsive to the August 2 2001 request

Contact with these employees should be through

Mark A Zuschek Esq
Exxon Mobil Corporation
3225 Gallows Road
Fairfax VA 22037
Office (703) 846-2793
Email mark a zuschek@exxonmobil com

- b** Indicate whether each of the above named individuals was interviewed prior to your August 21, 2001 response, and,

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CONFIDENTIAL

ExxonMobil did not prepare written interview statements

2 In Exxon's August 21, 2001 response, Exxon indicated that it could not identify any persons currently or formerly employed by the Paulsboro oil refinery who have or may have personal knowledge of its operations and waste disposal practices between 1958 and 1976. Please provide the name, title, area of responsibility, address, and telephone number of each person who, between 1958 and 1976, were

a Responsible at any time for Paulsboro's oil refinery's day-to-day business activity from 1958 and 1976,

ExxonMobil considers the question above to be overly broad and burdensome. The term "day-to-day business activity" is ambiguous. Notwithstanding the foregoing, ExxonMobil does not have a list of current employees at the Paulsboro Oil Refinery, nor does ExxonMobil have records of which employees have or had during the period from 1958 to 1976 responsibility for waste disposal activities.

b Responsible for payments of any kind at the Paulsboro oil refinery at any time between 1958 and 1976.

Mobil believes that these records if they existed in 1998 would have been transferred to Valero. The records retrieved during ExxonMobil's extensive investigation failed to identify former employees in Accounts Payable or any other employees who would have been responsible for payments of any kind at the Paulsboro Oil Refinery.

c	Responsible at any time for waste or waste disposal from 1958 to 1976

ExxonMobil conducted an extensive investigation but was unable to locate former employees with responsibility for waste or waste disposal from 1958 to 1976. ExxonMobil was also unable to locate job descriptions that included the responsibility for waste disposal for the period from 1958 to 1976. ExxonMobil discovered that none of the persons interviewed had information on the site and have no recollection that Mobil sent wastes to the Clearview Landfill, Folcroft Landfill and Folcroft Landfill Annex sites or shipped wastes across the Delaware River.

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- 3 In Exxon's August 21, 2001 response, Exxon indicated that it was unable to locate any information or documents relating to the handling and/or generation, storage, treatment, recycling, formulation, disposal, or transportation of any hazardous substance, hazardous waste, pollutant, contaminant, or other waste during the period in which Exxon was operating the Paulsboro oil refinery. If those records are no longer available, indicate the reason they are no longer available. If the records were destroyed, provide EPA with the following:

a Exxon's document retention policy,

A document retention policy for the Paulsboro Oil Refinery dated September 1981 was located. The entire Paulsboro Oil Refinery Retention and Vital Records Schedule is not relevant and most sections are Confidential. Enclosed are two relevant pages of the schedule (LDCA-003 and 004). Debit and credit memoranda, had they been retained, likely would have been turned over to Valero Energy Corporation at the time of sale of the Paulsboro Oil Refinery.

b A description of how the records were/are destroyed (burned, archived, trashed, etc.) and the approximate date of destruction,

The Mobil Oil Corporation Paulsboro Oil Refinery was sold to Valero Energy Corporation in 1998 and site records were included in the transfer of assets. Other Mobil records dating back to the 1950s were destroyed in a fire which occurred on May 5, 1997 at the Diversified Records Services, Inc.'s (Diversified) storage facility at Fourth Street and Pacific Avenue, West Pittston, PA. Diversified is an independent company with no affiliation to Mobil or ExxonMobil.

c A description of the type of information that would have been contained in the documents, and,

The documents would have contained privileged attorney-client communications and ordinary business information.

d The name, job title, and current or last known address of the person(s) who would have produced these documents, the person(s) who would have been responsible for the retention of these documents, and the person(s) who would have been responsible for the destruction of these documents

This request is overly broad and burdensome. The records could have been produced by any employees, contractors or former employees of Mobil or its affiliates. To the best of our knowledge, Mobil did not have an individual or small group of individuals who had responsibility for records storage during 1958 and 1976. Generally, individual employees maintained their own on-site storage and Diversified became responsible for off-site storage of these documents.

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AFFECTS PAULSBORO REFINERY

PAGE NO 1

September 1981

CODE	RECORD DESCRIPTION/PROTECTION PROCEDURE	NORMAL RECORD RETENTION PERIOD A	VPD HOLDING PERIOD B
	<p style="text-align: center;">READ BEFORE DESTROYING RECORDS</p> <p>"HOLD FOR TAX" means that retention of all such records is mandatory. Disposal is authorized only by a formal release notice from the Corporate Controller stating that records for a specific tax year are no longer required.</p> <p>Normal retention periods expressed in whole numbers, e.g., "6 years", are plus the current year. Periods such as "24 months maximum", "Until canceled", "2 years after audit", etc., apply as worded. The word "audit" in a retention period pertains to an audit performed in the unit by Mobil's internal or outside auditors and does not mean a physical examination of each document.</p> <p>Normal retention periods will be considered both maximum and minimum periods.</p> <p>Normal record retention periods, including "HOLD FOR TAX" releases, do not apply if there is an applicable "SUSPENSION OF NORMAL RECORD RETENTION PERIODS". Before disposal, refer to all notices requiring the retention of documents in connection with pending F B I investigations, subpoenas, Grand Jury proceedings, or litigations.</p> <p>If a record is not scheduled, or a different retention period is preferred, notify your Records Coordinator.</p> <p style="text-align: center;">SRG Library Mobil M&R 165</p>		

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A RETENTION PERIODS EXPRESSED IN WHOLE NUMBERS ARE IN ADDITION TO CURRENT YEAR
B VPD HOLDING PERIODS APPLY AT VITAL RECORDS DEPOSITORY ONLY

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ATTENTION AND VITAL RECORDS SCHEDULE

PAULSBORO REFINERY

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AFFECTS

September 1981

CODE	RECORD DESCRIPTION/PROTECTION PROCEDURE	NORMAL RECORD RETENTION PERIOD [▲]	VRD HOLDING PERIOD [■]
12005	<p>Bills of Sale (CO-974, etc)</p> <p>Special equipment for which Mobil should have a release of liability as to fitness or condition of item</p> <p>Office Equipment, Scrap, and Sundry Surplus</p> <p>PROTECTION (Releases of Liability only) Currently - When Created or Received Send a copy of each bill of sale which includes a signed release to Vital Records Depository</p>	<p>Include with fixed asset additions, deductions and Transfers Code 15010</p> <p>2 years</p>	10 years
12030	<p>Sales Invoices, Debit and Credit Memoranda, etc (CO-135, CO-136, CO-1400, etc)</p> <p>Reference copies</p> <p>NOTE Official copies maintained by Dallas Accounting Center</p>	12 months maximum	
12500	<p>Profit Plan, Operations Reviews, Objectives, etc including reports and workpapers</p> <p>Official copies - Accounting Dept</p> <p>Reference copies</p>	<p>5 years</p> <p>12 months maximum</p>	

▲ RETENTION PERIODS EXPRESSED IN WHOLE NUMBERS ARE IN ADDITION TO CURRENT YEAR

■ VRD HOLDING PERIODS APPLY AT VITAL RECORDS DEPOSITORY ONLY

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LDCA - 004